IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2145 OF 2007

Yallappa Babu Jadhav & Ors. .. Petitioners

Versus

Dyandev Kondiba Sabale & Ors. .. Respondents

Mr.Shrishail Sakhare for petitioners

Mr.Sameer Kumbhakoni for respondents.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 10th December 2007

P.C.

. This petition is filed, aggrieved by the order passed by the learned Ad-hoc Dist.Judge, Solapur refusing to protect the petitioner till such time as his appeal against the order of the

executing court is decided.

2. While issuing notice this Court has passed an order in terms of prayer clause (f) of this petition, thereby staying further proceedings in Regular Darkhast No.249 of 1982. That order has been continuing for the past more than six months.

3. In my view, interest of justice would be sub-served if the said order is continued till hearing and final disposal of the appeal and the Ad-hoc Dist.Judge Solapur is directed to decide the said appeal as expeditiously as possible and within the period of six months from today. Petition disposed of accordingly.

(S.C.Dharmadhikari, J)